



General Assembly

January Session, 2001

Raised Bill No. 6954

LCO No. 4574

Referred to Committee on Environment

Introduced by:
(ENV)

***AN ACT CONCERNING THE PROTECTION OF CONNECTICUT'S
AQUACULTURE INDUSTRY.***

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Subsection (a) of section 16-50p of the general statutes is repealed
2 and the following is substituted in lieu thereof:

3 (a) In a certification proceeding, the council shall render a decision
4 upon the record either granting or denying the application as filed, or
5 granting it upon such terms, conditions, limitations or modifications of
6 the construction or operation of the facility as the council may deem
7 appropriate. The council's decision shall be rendered within twelve
8 months of the filing of an application concerning a facility described in
9 subdivision (1) or (2) of subsection (a) of section 16-50i or subdivision
10 (4) of said subsection (a) if the application was incorporated in an
11 application concerning a facility described in subdivision (1) of said
12 subsection (a), and within one hundred eighty days of the filing of any
13 other application concerning a facility described in subdivision (4) of
14 said subsection (a), and an application concerning a facility described
15 in subdivision (3), (5) or (6) of said subsection (a), provided such time
16 periods may be extended by the council by not more than one hundred

17 eighty days with the consent of the applicant. The council shall file,
18 with its order, an opinion stating in full its reasons for the decision.
19 Except as provided in subsection (c) of this section, the council shall
20 not grant a certificate, either as proposed or as modified by the council,
21 unless it shall find and determine: (1) A public need for the facility and
22 the basis of the need; (2) the nature of the probable environmental
23 impact, including a specification of every significant adverse effect,
24 whether alone or cumulatively with other effects, on, and conflict with
25 the policies of the state concerning, the natural environment, ecological
26 balance, public health and safety, scenic, historic and recreational
27 values, forests and parks, air and water purity and fish and wildlife; (3)
28 why the adverse effects or conflicts referred to in subdivision (2) of this
29 subsection are not sufficient reason to deny the application; (4) in the
30 case of an electric transmission line, (A) what part, if any, of the facility
31 shall be located overhead, (B) that the facility conforms to a long-range
32 plan for expansion of the electric power grid of the electric systems
33 serving the state and interconnected utility systems and will serve the
34 interests of electric system economy and reliability, and (C) that the
35 overhead portions of the facility, if any, are cost effective and the most
36 appropriate alternative based on a life-cycle cost analysis of the facility
37 and underground alternatives to such facility, and are consistent with
38 the purposes of this chapter, with such regulations as the council may
39 adopt pursuant to subsection (a) of section 16-50t, and with the Federal
40 Power Commission "Guidelines for the Protection of Natural Historic
41 Scenic and Recreational Values in the Design and Location of Rights-
42 of-Way and Transmission Facilities" or any successor guidelines and
43 any other applicable federal guidelines; (5) in the case of an electric or
44 fuel transmission line, that the location of the line will not pose an
45 undue hazard to persons or property along the area traversed by the
46 line or create any detrimental effect on the state's aquaculture industry.

Statement of Purpose:

To provide protection to the state's aquaculture industry during the siting of an electric or fuel transmission line.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]